

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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)  
**MONARCH DENTAL CORPORATION,**)  
                                )  
                                Plaintiff,       )    Civil Action No. 02-cv-2613  
                                )  
                                vs.                   )  
                                )  
**JOHN DOE,**                   )  
                                )  
                                Defendant.       )  
                                )  
\_\_\_\_\_  
)

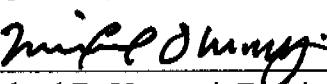
**NOTICE OF DISMISSAL WITHOUT PREJUDICE PURSUANT TO**  
**FEDERAL RULE OF CIVIL PROCEDURE 41**

TO: Michael E. Kunz, Clerk of United States District Court for the Eastern District of Pennsylvania, 601 Market Street, Philadelphia, PA 19106

PLEASE TAKE NOTICE, pursuant to Rule 41 of the Federal Rules of Civil Procedure, the Plaintiff, Monarch Dental Corporation ("Monarch"), hereby files this Notice to dismiss the above captioned case without prejudice. To date, Monarch has not received an Answer or Motion for Summary Judgment the defendant, and a review of the docket in this case reveals that no such pleading has been filed.

Respectfully submitted,

Dated: 9. 25. 02

  
Michael D. Vagnoni, Esquire  
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Counsel to Monarch Dental Corporation

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                                )  
                                Defendant.      )  
                                )

**CERTIFICATE OF SERVICE**

I, Michael D. Vagnoni, Esquire, an associate attorney at the law firm of  
Obermayer Rebmann Maxwell & Hippel LLP, do hereby certify that on September 24, 2002, I  
caused a true and correct copy of the foregoing NOTICE OF DISMISSAL WITHOUT  
PREJUDICE PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41 to be served  
upon the parties listed on the attached service list by first class U.S. mail, postage prepaid.

  
\_\_\_\_\_  
Michael D. Vagnoni, Esquire

**SERVICE LIST**

Stuart M. Glass, Esquire  
GOODWIN PROCTOR  
Exchange Place  
Boston, MA 02109